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Minutes of the Third Regular Session

OF THE

38TH COUNTY COUNCIL

OF THE

COUNTY of NORFOLK

ONT

JAMES ERMATINGER,
CLERK.

J. M. TWEEDALE, M.D.,
WARDEN.

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1887.

Minutes of the Third Regular Session

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38TH COUNTY COUNCIL

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COUNTY of NORFOLK

JAMES ERMATINGER, Clerk.

J. M. TWEEDALE, M.D., Warden.

SIMCOE:

Printed at "The British Canadian" Steam Printing Office.

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Minutes of December Session.

Tuesday, 13th December, 1887, First Day of the Third Regular Session of the 38th County Council.

The Council met according to adjournment.

The Warden in the chair.

The roll was called and the following members answered to their names, viz.: Messrs. The Warden, Turvey, Matthews, Dickinson, Crysler, Cowan, McBride, Luscombe, Cope, Pegg, Kellum, Collver, Boughner, Price, Sovereign, Clement, Wilson, Robertson, Ansley and Douglas.

The minutes were read and approved.

At this state of the proceedings Mr. McBride, of Port Dover, produced his qualification to represent that Village, which was read; but, owing to some informality, he was not allowed to take his seat until—

No. 1. On motion of Mr. Crysler, seconded by Mr. Cowan,

ORDERED,

That Mr. McBride be allowed to take his seat as Reeve of Port Dover, in place of Mr. Ellis resigned.

Communications and report were read by the Warden and laid on the table.

No. 2. On motion of Mr. Crysler, seconded by Mr. Cowan,

ORDERED,

That the communication from the County Clerk of Welland, be referred to the committee of the whole Council, with power to report thereon by bill or otherwise.

No. 3. On motion of Mr. Price, seconded by Mr. Boughner,

ORDERED,

That the communication of R. W. McKay, Esq., County Clerk of Elgin, be referred to the committee of the whole Council, with power to report thereon by bill or otherwise.

No. 4. On motion of Mr. Turvey, seconded by Mr. Matthews,

ORDERED,

That the report of L. H. Hunt, Esq., County Surveyor, be referred to the committee on Public Buildings, with power to report thereon by bill or otherwise.

No. 5. On motion of Mr. Sovereign, seconded by Mr. McBride,

ORDERED,

That the communication of T. B. Dedrick, Esq., late Sub-Treasurer of Walsingham, be referred to the committee on Education, with power to report thereon by bill or otherwise.

No. 6. On motion of Mr. Pegg, seconded by Mr. Kellum,

ORDERED,

That the communication from R. W. McKay, Esq., County Clerk of Elgin, in reference to increased Government aid to Collegiate Institutes, High and Common Schools of this Province, be referred to the committee of the whole Council, with power to report thereon by bill or otherwise.

No. 7. On motion of Mr. Crysler, seconded by Mr. Cowan,

ORDERED,

That the accounts from the County Treasurer be referred to the committee on Finance, with power to report thereon by bill or otherwise.

No. 8. On motion of Mr. Clement, seconded by Mr. Wilson,

ORDERED,

That the report of the Overseer of the Poor House and Industrial Farm be filed in the Clerk's office for future reference.

No. 9. On motion of Mr. Sovereign, seconded by Mr. Collver,

ORDERED,

That the communication of Miss S. Boughner respecting hawkers' licenses, etc., be referred to the committee of the whole council, with power to report thereon by bill or otherwise.

No. 10. On motion of Mr. Cope, seconded by Mr. Luscombe,

ORDERED,

That the communication of James Robb, Esq., County Solicitor, on Justice Armour's decision between the County of Norfolk and the License Commissioners, be referred to the committee of the whole Council, with power to report thereon by bill or otherwise.

No. 11. On motion of Mr. Pegg, seconded by Mr. Collver,

ORDERED,

That this Council do now adjourn to meet again to-morrow.

And the Council adjourned accordingly.

J. M. TWEEDALE,
Warden.

Attest,

JAMES ERMATINGER,
County Clerk,
County of Norfolk.

Wednesday, 14th December, 1887, Second Day of the Third Regular Session of the 38th County Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called and the following members answered to their names, viz.: Messrs. The Warden, Turvey, Matthews, Dickinson, Kelly, Crysler, Cowan, McBride, Luscombe, Cope, Pegg, Kellum, Collver, Boughner, Price, Sovereign, Clement, Wilson, Robertson, Ansley and Douglas.

The minutes were read and approved.

The Warden read communications and reports, which were laid on the table.

No. 1. On motion of Mr. Pegg, seconded by Mr. Collver,

Ordered,

That John McBride, Esq., Reeve of Port Dover, be placed on the following committees, viz.: on Finance, on Education, on Poor House and Industrial Farm, and on special committee on Accounts.

No. 2. On motion of Mr. Dickinson, seconded by Mr. Kelly,

Ordered,

That this council do now go into a committee of the whole upon the various matters referred to it.

And the Council went into a committee of the whole at 5 minutes to 3 o'clock p.m.—Mr. Sovereign in the chair.

And arose at 10 minutes after 5 o'clock, all present except Mr. Dawson.

No. 3. On motion of Mr. Kellum, seconded by Mr. Pegg,

Ordered,

That the verbal communication of Mr. Wm. Blanchard relative to the support of a child of Franklin Powers, a county ward, be referred to the committee of the whole council, to report thereon by bill or otherwise.

No. 4. On motion of Mr. Ansley, seconded by Mr. Douglas,

Ordered,

That the communication from the Clerk of the Township of Woodhouse, be referred to the committee on Roads and Bridges, with power to report thereon by bill or otherwise.

No. 5. On motion of Mr. Dickinson, seconded by Mr. Crysler,

ORDERED,

That the report of T. W. Walsh, Esq., County Treasurer, be referred to the committee of the whole Council, with power to report thereon by bill or otherwise.

No. 6. On motion of Mr. Turvey, seconded by Mr. Matthews,

ORDERED,

That this Council do now adjourn to meet again to-morrow.

And the Council adjourned accordingly.

J. M. TWEEDALE,
Warden.

Attest,
JAMES ERMATINGER,
County Clerk,
County of Norfolk.

Thursday, 15th December, 1887, Third Day of the Third Regular Session of the 38th Connty Council.

The Council met pursuant to adjournment.

The Warden in the chair.

The roll was called and the following members answered to their names, viz.: Messrs. The Warden, Dawson, Turvey, Matthews, Dickinson, Kelly, Crysler, Cowan, McBride, Luscombe, Cope, Pegg, Kellum, Collver, Boughner, Price, Sovereign, Clement, Wilson, Robertson, Ansley and Douglas.

The minutes were read and approved.

The Warden read communications, etc., which were laid on the table.

No. 1. On motion of Mr. Pegg, seconded by Mr. Collver,

ORDERED,

That this Council do now go into a committee of the whole.

And the Council went into committee at 3 o'clock p.m.—Mr. Sovereign in the chair.

Arose quarter after 5 o'clock p.m., all members being present.

The Warden on assuming the chair made a statement as to the condition of Isaac Perry, an imbecile, who had been under his charge and supervision since the Council adjourned last June.

No. 2. On motion of Mr. Pegg, seconded by Mr. Collver,

ORDERED,

That the matter of providing for the care of Isaac Perry, an imbecile, be referred to a committee composed of Messrs. Cope, Dawson and Matthews.

No. 3. On motion of Mr. Crysler, seconded by Mr. Cowan,

ORDERED,

That the verbal report respecting the Treasurer's bonds, be referred to the committee on Finance, with power to report thereon by bill or otherwise.

No. 4. On motion of Mr. Dawson, seconded by Mr. Turvey,

ORDERED,

That this Council do now adjourn to meet again to-morrow.

And the Council adjourned accordingly.

J. M. TWEEDALE,
Warden.

Attest,

JAMES ERMATINGER,
County Clerk,
County of Norfolk.

Friday, 16th December, 1887, Fourth Day of the Third Regular Session of the 38th County Council.

The Council met according to adjournment.

The Warden in the chair.

The roll was called and the following members answered to their names, viz.: Messrs. The Warden, Dawson, Turvey, Matthews, Dickinson, Kelly, Crysler, Cowan, McBride, Luscombe, Cope, Pegg, Kellum, Collver, Boughner, Price, Sovereign, Clement, Wilson, Robertson, Ansley and Douglas.

No. 1. On motion of Mr. Crysler, seconded by Mr. Cowan,

That this Council do now go into a committee of the whole.

And the Council went into a committee of the whole at 3 o'clock p.m.—Mr. Sovereign in the chair.

Arose at 4 o'clock p.m., all being present, the Council resumed its session.

Mr. Dickinson brought up the report of the committee on Finance on Charity.

No. 2. On motion of Mr. McBride, seconded by Mr. Kelly,

That the report be received and adopted, and that the Warden is hereby authorized to issue checks for the amounts therein mentioned.

The report read and adopted is as follows, viz.:

"Your committee on Finance having examined the various accounts on Charity chargeable to the County, would recommend the payment of the following, viz.:

TOWNSHIP CHARLOTTEVILLE:	
For taking H. B. Owen to the Poor House	$1 50
TOWNSHIP WINDHAM:	
Taking Solomon Haas to the Poor House.....	2 00
TOWNSHIP MIDDLETON:	
Expenses sending one Standon to the Toronto Hospital, indigent.....	6 00
TOWN OF SIMCOE:	
Per account	12 85

VILLAGE OF WATERFORD :		
Railway tickets for Mrs. Collings and children to Detroit, emigrants	$6 80	
Expenses of two old men to Hagersville.....	75	
Tramp account	4 05	
		11 60
TOWNSHIP WOODHOUSE :		
William Dill, keeping an indigent person	16 00	
Mrs. Templeman, keeping her indigent child...	7 50	
		23 50
VILLAGE OF PORT DOVER :		
Dr. McLean, medical attendance on County ward at Mrs. Lambert's	8 00	
Keeping indigent tramps, etc., as per account..	55 75	
		63 75

All of which is respectfully submitted.

CHARLES DICKINSON, Chairman,
OZIAS ANSLEY,
JOHN McBRIDE,
J. D. CLEMENT,
ROGER CRYSLER,
WM. DAWSON,
WM. W. PEGG,
G. H. LUSCOMBE,
L. L. SOVEREIGN.

Committee Room, 16th December, 1887.

Mr. Dickinson brought up the report of the committee on Finance, on the County Treasurer's accounts.

No. 3. On motion of Mr. Pegg, seconded by Mr. McBride,

ORDERED,

That the said report be received and adopted; and that the Warden is hereby authorized to issue his check for the amounts therein named.

The report read and adopted is as follows, viz.:

" Your committee on Finance, to whom the above reference was made, have duly examined the same and recommend the payment of the following, viz.:

Thos. W. Walsh, Postage and Stationery,.....	$11 00
Repairs Treasurer's Office,.....	1 50

All of which is respectfully submitted.

CHARLES DICKINSON, Chairman,
ROGER CRYSLER,
OZIAS ANSLEY,
WM. DAWSON,
WM. W. PEGG,
JOHN McBRIDE,
L. L. SOVEREIGN,
J. D. CLEMENT,
G. H. LUSCOMBE,
J. M. TWEEDALE.

Committee Room, 16th December, 1887.

Mr. Crysler brought up the report of the committee on Education, on the communication of T. B. Dedrick, Esq.

No. 4. On motion of Mr. Cowan, seconded by Mr. Dickinson,

ORDERED,

That the said report be received and adopted.

The report read and adopted is as follows, viz.:

"Your committee to whom the above reference was made, beg leave to report: That, on examining the late County Treasurer's Books, we find that T. B. Dedrick, Esq., late Sub-Treasurer of school moneys for Walsingham, has received the whole of the commission to which he was entitled as such Sub-Treasurer, as per his receipt of Thirty-six dollars and Thirty-six cents; and we would recommend that the Clerk be authorized to inform Mr. Dedrick that this Council holds the said receipt."

All of which is respectfully submitted.

ROGER CRYSLER, Chairman,
WM. W. PEGG,
R. M. WILSON,
J. M. TWEEDALE,
F. COPE,
JOHN McBRIDE,
L. L. SOVEREIGN.

Committee Room, 16th December, 1887.

Mr. Price brought up the report of the Committee on Roads and Bridges, on the communication of the Township Clerk of Woodhouse.

No. 5. On motion of Mr. Boughner, seconded by Mr. Collver,

ORDERED,

That the said report be received and adopted.

The report read and adopted is as follows, viz.:

"Your committee to whom was referred the communication of the Clerk of the Township of Woodhouse, beg leave to report: That Ozias Ansley, Esq., is hereby appointed commissioner, to act in conjunction with a commissioner from the County of Haldimand, to make repairs to the bridges as are needed on the Townline between the Counties of Norfolk and Haldimand; also to have the driftwood removed from the front of the said bridges; and that a copy of this report be sent to the Clerk of the County of Haldimand."

All of which is respectfully submitted.

J. D. CLEMENT, Chairman.
J. W. MATTHEWS,
O. ROBERTSON,
D. W. BOUGHNER,
JOSEPH DOUGLAS,
J. DeWITT PRICE.

Committee Room, 16th December, 1887.

Mr. Sovereign brought up the report of the Special Committee on accounts.

No. 6. On motion of Mr. Collver, seconded by Mr. McBride,

ORDERED,

That the said report be received and adopted; and that the Warden be authorized to issue his check on the County Treasurer for the amounts required.

The report read and adopted is as follows, viz.:

"Your Special Committee on accounts, beg leave to report, that they have carefully examined the accounts presented for payment, and would recommend that the Auditors report be received and adopted with the following amendments:"

That the accounts of E. R. Matthews, for taking the committee to the Poor House, $3 00; of George H. Luscombe, $11 50; of L. L. Sovereign, $8 40; of Wm. Dawson, $16 80; and O. Ansley, $8 40; be transferred from the County to the Poor House and Industrial Farm account; and that the account of "The British Canadian" for $3 50, certified to by R. T. Livingstone, Esq., County Judge, be entered in the Auditors' book to the County; and that Hayes & Co.'s account for $24 05, certified to by J. W. Powell, be reduced to $20 65, and the Clerk be authorized to make the necessary alterations in the Auditors' book in accordance with this report; also, that the Clerk be authorized to procure 200 copies of the Minutes of this Session printed in pamphlet form for distribution.

All of which is respectfully submitted.

L. L. SOVEREIGN, Chairman,
R. M. WILSON,
ROGER CRYSLER,
F. COPE,
WM. W. PEGG,
JOHN McBRIDE.

Committee Room, 16th December, 1887.

Mr. Dickinson brought up the report of the committee on Finance, on the Treasurer's Bonds.

No. 7. On motion of Mr. Luscombe, seconded by Mr. Cope,

ORDERED,

That the said report be received and adopted.

No. 8. On motion, in amendment, of Mr. Matthews, seconded by Mr. Robertson,

ORDERED,

That the report on the Treasurer's Bonds be not accepted, and the services of the committee be abrogated.

A division took place and the motion in admendment was lost.

The report received and adopted is as follows, viz. :

"Your committee to whom the above reference was made, beg leave to report as follows: That the bonds offered as security by the County Treasurer be accepted, and that the assignment of Policies to the County, be placed in the hands of the County Solicitor for inspection and correction if necessary.

All of which is respectfully submitted.

CHARLES DICKINSON, Chairman,
J. M. TWEEDALE,
L. L. SOVEREIGN,
J. D. CLEMENT,
WM. DAWSON,
ROGER CRYSLER,
JOHN McBRIDE,
WM. W. PEGG,
O. ANSLEY,
G. H. LUSCOMBE.

Committee Room, 16th December, 1887.

Mr. Sovereign brought up the report of the committee of the whole.

No. 9. On motion of Mr. Price, seconded by Mr. Boughner,

ORDERED,

That the said report be received and adopted.

The report read and adopted is as follows, viz.:

"Your committee of the whole to whom various matters were referred, beg leave to report as follows:—

No. 1. On the communication of the County Clerk of Welland, on the action taken by the Council of that Corporation on the crying evil of confining Insane persons in the Common Gaols of the Province, and asking the co-oporation of this Council by Memorial:

That they would recommend the Warden be authorized to memerialize the Ontario Government in accordance with the said communication.

No. 2. On the communication from the County Clerk of Elgin, in reference to the appointment of Public Officers in Counties:

That they would recommend that the Warden memorialize the Ontario Government on behalf of this Council at its next session, to pass an Act to provide for the appointment by County Councils all Officers whose salaries are paid by County Councils, and also those paid by fees or partly by fees.

No. 3. On the communication of the Clerk of the County of Elgin, respecting increased grants to Schools:

Would recommend the Warden to memorialize the Ontario Legislature to grant increased aid to Collegiate, High and Common Schools.

No. 4. On the communication from Miss S. Boughner, respecting Hawker's licenses:

Would recommend that no action be taken, as By-Law No. 243 of this County fully protects those taking out licenses:

No. 5. On the verbal communication from Wm. Blanchard, respecting aid to a child of Franklin Powers, the said child being a County Ward:

Would recommend that a grant of fifteen dollars per annum, payable quarterly, be made to William Blanchard for the support of the said child; assistance to commence on 1st January, 1888, during the pleasure of this Council.

No. 6. On the report of the County Treasurer:

Would recommend that the said report be filed in the Clerk's Office for future reference, and the amount owing the County by the Registrar be handed to the County Solicitor for collection.

No. 7. On the communication from the County of Elgin, respecting the Townline between Middleton and Bayham, to change the road in lieu of the said Townline laid over from the last session :

Would recommend that James McKnight, Esq., of the Township of Windham, be appointed Arbitrator, to act in conjunction with the Arbitrator appointed by the County Council of the County of Elgin, to decide upon the advisability of changing the said road; and the Clerk be authorized to notify Mr. McKnight of his appointment.

All of which is respectfully submitted.

L. L. SOVEREIGN, Chairman.

Committee Room, 16th December, 1887.

No. 10. On motion of Mr. Pegg, seconded by Mr. Dickinson,

ORDERED,

The the sum of Twenty-five dollars be granted to James Gilmore, an indigent, sick with Consumption; and the Warden is hereby authorized to draw his check on the County Treasurer in favor of the Reeve of Townsend, who shall see that the said amount is properly expended; and the 24th rule of this Council be suspended so far as it relates to this resolution.

Mr. Luscombe brought up the report of the committee on the Law Library.

No. 11. On motion of Mr. Collver, seconded by Mr. Luscombe,

ORDERED,

That the report of the committee on the Law Library be received and adopted.

The report read and adopted is as follows, viz.:

"Your committee who were appointed to look after and furnish a room to be used as a Law Library; beg leave to report: That they have done the same to the satisfaction of the Legal gentlemen of the town, at a cost of $110 34.

All of which is respectfully submitted.

J. S. COLLVER,
G. H. LUSCOMBE,

Committee Room, 16th December, 1887.

Mr. Wilson brought up the report of the committee on Public Buildings, on the County Surveyor's report.

No. 12. On motion of Mr. Clement, seconded by Mr. Dickinson,

ORDERED,

That the said report be received and adopted.

The report read and adopted is as follows, viz.:

"Your committee to whom the above reference was made, having carefully examined the repairs made, find them satisfactory."

"Your committee would recommend that no action be taken on the verbal communication of D. B. Palmerton, in reference to the heating of the Gaol with hot air.

All of which is respectfully submitted.

R. M. WILSON, Chairman,
CHAS. TURVEY,
WM. KELLY,
J. L. COWAN,
J. DeW. PRICE,
J. S. COLLVER,
L. KELLUM.

Committee Room, 16th December, 1887.

No. 13. On motion of Mr. Luscombe, seconded by Mr. Cope,

ORDERED,

That E. Cowdry, Esq., be appointed a High School Trustee, to fill the vacancy caused by the death of William Wallace, Esq.

Mr. Turvey brought up the report of the committee on the Poor House and Industrial Farm.

No. 15. On motion of Mr. Wilson, seconded by Mr. Dawson,

ORDERED,

That the said report be received and adopted, and that J. W. Powell be reinstated as Master of the Poor House and Industrial Farm, at the same salary as heretofore, viz.: $400 per annum, commencing from 1st January, 1888, to continue from year to year during the pleasure of this Council; either party to terminate this contract by giving four months notice.

The report read and adopted is as follows, viz.:

"Your committee on the Poor House and Industrial Farm, beg leave to report: That they have visited and examined the Poor House and premises, and found them neat and clean; the inmates well satisfied with the treatment received and no complaints to make.

Your committee beg also to report that they have had communication with Mr. Powell, late Master of the Poor House and Industrial Farm, and have ascertained that he will accept the situation as Master again, at the same salary as heretofore, and would recommend that he be reinstated.

All of which is respectfully submitted.

CHARLES TURVEY, Chairman,
JOHN McBRIDE,
JOSEPH DOUGLAS,
D. W. BOUGHNER,
J. W. MATTHEWS,
O. OSTRANDER,
J. L. COWAN,
CHARLES DICKINSON,
WM. DAWSON,
J. S. COLLVER,
L. KELLUM,
WM. KELLY.

Committee Room, 16th December, 1887.

No. 15. On motion of Mr. Crysler, seconded by Mr. Cowan,

ORDERED,

That the Sheriff's report upon the Gaol property be filed in the Clerk's Office for future reference; and that the Sheriff be authorized to procure the necessary articles required as per report; and the Warden be authorized to issue his check on the County Treasurer for the payment of the same; and the 24th Rule of this Council be suspended so far as it relates to this resolution.

No. 16. On motion of Mr. Crysler, seconded by Mr. Cowan,

ORDERED,

That Messrs. Cope and Luscombe be authorized to make the best arrangements possible for sending Mrs. Griffin and her three children, indigents, to New York; and the Warden be authorized to issue his check on the County Treasurer in payment of the same; it being in the opinion of this Council, that it is less expensive sending her and her children to their friends, than keeping them indefinately at the expense of the County.

No. 17, On motion of Mr. Crysler, seconded by Mr. Cowan,

ORDERED,

That the Clerk be authorized to procure blank forms required by the Minor Municipalities of this County for the current year, viz.:

Assessment rolls, resident and non-resident; collectors' rolls, resident and non-resident; notices of assessment; voters' and jurors' list; and that the Warden be authorized to issue his check for the payment of the same.

Mr. Sovereign brought up the report of the committee of the whole.

No. 18. On motion of Mr. Pegg, seconded by Mr. Kellum,

ORDERED,

That the said report be received and adopted, with the following amendment to the second part. That the County Solicitor be authorized to properly adjust the account of the License Commissioners of North and South Norfolk, and any balance due them by the County to be paid into the proper account; and the Warden issue his checks on the County Treasurer to settle the same upon an order or orders from the County Solicitor.

The report read and adopted is as follows, viz.:

"Your committee of the whole beg leave to report as follows, viz.: Firstly, on the Mandamus: That the room formerly occupied by the County School Inspector in the Court House, be placed at the disposal of M. C. Brown, Esq., as an office, while he holds the position of Police Magistrate; that the County Surveyor be instructed to see that suitable furniture, fuel and light, be supplied for the use of the said office; also, that the County Solicitor be instructed to prepare a proper return to this Writ of Mandamus served to this Council; to have the costs of preparing, issuing and serving the same Writ taxed; and the Treasurer be instructed to pay such costs on the certificate of the Solicitor, setting forth the amount at which the same has been taxed.

Secondly: As to the communication of Messrs. Tisdale & Robb, in reference of Chief Justice Armour's decision on behalf of the License Board of Commissioners of the County of Norfolk, beg leave to report:

That the County Solicitor be instructed to take the necessary steps to appeal from the Judgment given in the action brought by the License Board of Norfolk against the said County.

L. L. SOVEREIGN, Chairman.

Committee Room, 16th December, 1887.

No. 19. On motion of Mr. Ansley, seconded by Mr. Dawson,

ORDERED,

That the Warden do now leave the chair, and that L. L. Sovereign, Esq., take the same.

No. 20. On motion of Mr. Pegg, seconded by Mr. Crysler,

ORDERED,

That the thanks of this Council be tendered to the Warden for the efficient manner in which he has discharged the duties of his office during the past year; and he is hereby authorized to draw his

check on the County Treasurer in his own favor for the sum of Fifty dollars, to defray the incidental expenses of his office.

No. 21. On motion of Mr. Clement, seconded by Mr. Wilson,

ORDERED,

That Mr. Sovereign do now leave the chair, and the Warden resume the same.

Before the Warden resumed the chair he addressed the Council in eloquent terms, thanking them for the honor conferred upon him.

No. 22. On motion of Mr. Dickinson, seconded by Mr. Dawson,

ORDERED,

That this Council do now adjourn.

And the Council adjourned accordingly.

Attest,

JAMES ERMATINGER,

County Clerk,

County of Norfolk.